



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2  
290 BROADWAY  
NEW YORK, NY 10007-1866

OCT 24 2016

**CERTIFIED MAIL – RETURN RECEIPT REQUESTED**

**Article Number: 7016 0910 0000 4441 3000**

Mr. Domenic Monarco  
ACE Auto Parts, Inc.  
1999 Cooper Street  
Camden, New Jersey 08105

RE: Request for Information (“RFI”) Pursuant to Section 308 of the Clean Water Act  
Compliance Evaluation Inspection Report (“CEI”) conducted on April 4, 2016  
ACE Auto Parts Inc.  
Docket No. CWA-IR-17-005

Dear Mr. Monarco:

The United States Environmental Protection Agency (“EPA”) is charged with the protection of human health and the environment under the Clean Water Act (“CWA” or “Act”), 33 U.S.C. §§ 1251 *et seq.* Section 308(a) of the CWA, 33 U.S.C. § 1318(a), provides that whenever it is necessary to carry out the objectives of the CWA, including determining whether or not a person/agency is in violation of Section 301 of the CWA, 33 U.S.C. § 1311, the EPA shall require the submission of any information reasonably necessary to make such a determination. Under the authority of Section 308 of the CWA, EPA may require the submission of information necessary to assess the compliance status of any facility and its related appurtenances.

ACE Auto is hereby required, pursuant to Section 308(a) of the Clean Water Act, 33 U.S.C. § 1318(a), to submit to EPA documentation with accompanying photographs of the following no later than deadlines specified:

1. No later than thirty (30) calendar days of receipt of this RFI, submit documentation with accompanying photographs of the measures taken to address the Potential Violation and each of the Areas of Concern specified in the enclosed Inspection Report.
2. No later than thirty (30) calendar days of receipt of this RFI, submit Facility Maps depicting all drainage pipes, clean water diversions; and
3. No *later than* thirty (30) calendar days of receipt of this RFI, submit the facility documentation that includes the Storm Water Pollution Prevention Plan (SWPPP), records of annual inspections, records of quarterly inspections, and records of staff training to minimize operation activity exposure to Stormwater.

All information required to be submitted by this Request for Information shall be sent by certified mail or its equivalent to the following address:

Douglas McKenna, Chief  
Water Compliance Branch  
Division of Enforcement and Compliance Assistance  
290 Broadway, 20<sup>th</sup> Floor  
New York, NY 10007-1866

Any documents to be submitted by Ace Auto Parts must be sent by certified mail or its equivalent and shall be signed by an authorized representative of the respective entity (see 40 C.F.R. § 122.22), and shall include the following certification:


“I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitted false information, including the possibility of fine and imprisonment for knowing violations.”

Failure to provide the required information may subject the facility to civil/criminal penalties pursuant to Section 309 of the CWA. Failure to comply with the RFI shall also subject the facility to ineligibility for participation in work associated with Federal contracts, grants or loans.

Enclosed is a copy of the inspection report detailing EPA's findings from the inspection April 4, 2016 at ACE Auto Parts, Inc.

If you have any questions regarding this Request for Information or the enclosed Inspection Report, please feel free to contact Cyndy Kopitsky of my staff via phone at (212) 637-3832 or via email at [kopitsky.cyndy@epa.gov](mailto:kopitsky.cyndy@epa.gov).

Sincerely,



Douglas McKenna, Chief  
Water Compliance Branch

Enclosure

cc: Marcedius Jameson, Administrator, Water and Land Use Enforcement, NJDEP  
(w/enclosures)



United States Environmental Protection Agency  
Washington, D.C. 20460  
**Water Compliance Inspection Report**

Form Approved.  
OMB No. 2040-0057

**Section A: National Data System Coding (i.e., PCS)**

Transaction Code		NPDES										yr/mo/day		Inspection Type		Inspector		Fac Type																											
1	N	2	5	3	N	J	0	1	4	1	9	8	4	11	12	1	6	0	4	0	4	17	18	C	19	R	20	2																	
Remarks																																													
21																																													
Inspection Work Days		Facility Self-Monitoring Evaluation Rating										B1		QA		-----Reserved-----																													
67		1		69								70		1								71				72				73				74				75						80	

**Section B: Facility Data**

Name and Location of Facility Inspected (for industrial users discharging to POTW, also include POTW name and NPDES permit number)		Entry Times/Dates		Permit Effective Date	
Ace Auto Parts, Inc. 1999 Cooper Street Camden, NJ 08105 / NJG0141984		11:30 AM		10/01/2013	
		Exit Times/Dates		Permit Expiration Date	
		1:15 PM		9/30/2017	
Name(s) of On-Site Representative(s)/Title(s)/Phone and Fax Number(s)		Other Facility Data			
Domenic Monarco 609-634-4383 856-365-4778		SIC Code: 3714  Lat/Long: 39.946155/-75.095702			
Name, Address of Responsible Official/Title/Phone and Fax Number(s)					
Domenic Monarco 1999 Cooper Street Camden, NJ 08105 609-634-4383 856-365-4778					
		Contacted			
		X Yes No			

**Section C: Areas Evaluated During Inspection (Check only those areas evaluated)**

<input checked="" type="checkbox"/> Permit	Flow Measurement	<input checked="" type="checkbox"/> Operations & Maintenance	CSO/SSO (Sewer Overflow)
<input checked="" type="checkbox"/> Records/Reports	Self-Monitoring Program	Sludge Handling/Disposal	Pollution Prevention
<input checked="" type="checkbox"/> Facility Site Review	Compliance Schedules	Pretreatment	Multimedia
<input type="checkbox"/> Effluent/Receiving Water	Laboratory	<input checked="" type="checkbox"/> Storm Water	Other:

**Section D: Summary of Findings/Comments (Attach additional sheets of narrative and checklists as necessary)**

See attached report.

Name(s) and Signature(s) of Inspector(s)		Agency/Office/Phone and Fax Numbers		Date	
Cyndy S. Kopitsky, Physical Scientist		EPA/DECA-WCB/(212) 637-3832 FAX:x3953		10-19-16	
Signature of Management Q/A Reviewer		Agency/Office/Phone and Fax Numbers		Date	
Justine Modigliani, Chief, Compliance Section		EPA/DECA-WCB/(212) 637-4268/FAX:x3953		10/29/16	

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY**  
**REGION 2, DECA-WCB**  
**20<sup>th</sup> Floor, 290 Broadway, New York, NY 10007**

**COMPLIANCE EVALUATION INSPECTION REPORT**

<b>Compliance Evaluation Inspection:</b> ACE Auto Parts, Inc.	
<b>Inspection Date:</b> April 4, 2016	<b>Inspection Time:</b> 11:30AM – 1:15PM
<b>EPA Inspector:</b> Cyndy S. Kopitsky, Environmental Scientist, USEPA Region 2, DECA, Water Compliance Branch (212) 637-3832 & Andrew Dinsmore, Stormwater Team Leader USEPA Region 3 (215) 814-2788	
<b>NJDEP Representative:</b> Sandy Crowley, 609-439-9537	
<b>On-Site Representative:</b> Domenic Monarco, 856-365-4778/ 609-634-4383	
<b>Site Information:</b> ACE Auto Parts, Inc. 1999 Cooper Street Camden, New Jersey 08105  <b>Owner/Operator/Permittee:</b> ACE Auto Parts, Inc. 1999 Cooper Street Camden, New Jersey 08105  SPDES No. NJG0141984	

## INTRODUCTION

On April 4, 2016, the United States Environmental Protection Agency (“EPA”) conducted a Compliance Evaluation Inspection (“CEI”) at ACE Auto Parts, Inc., located at 1999 Cooper Street Camden, New Jersey (the “Site” or “Facility”) to determine compliance with the Master Vehicle Recycling General Stormwater Permit Multi-Sector General Permit (RVR) for Stormwater Discharges Associated with Industrial Activity. The facility maintains coverage under the New Jersey State Vehicle Recycling Industrial Stormwater General permit Multi-Sector General Permit No. NJG041984. The effective date of the Permit was 10/01/13 and expires 9/30/17. The Facility conducts industrial activity under Standard Industrial Classification (“SIC”) Code 3714: Motor Vehicle Parts and Accessories.

The Facility stated in the Request for Authorization that surface water discharges to the Camden County Municipal Utilities Authority (CCMUA). The nearest waterbody to the Facility is the Cooper River.

At the time of the inspection, the office manager Darlene Monarco informed the EPA inspectors that the primary activity at this facility is the processing and selling of automobiles and auto parts which are acquired primarily from the internet. The facility has 10 employees.

At the time of the inspection, EPA inspectors were informed that approximately 4-5 years ago, the office moved to the current site from a previous location at 1900 Federal Street in Camden. In addition, in September 2014 they had a fire at the current location.

At the time of the inspection, EPA noted trash and scrap materials on the ground and uncontained as seen in photos IMG\_2954, IMG\_2955, IMG\_2957, IMG\_2958, IMG\_2959, IMG\_2961.

At the time of the inspection there was various locations where oil had spilled/leaked and speedy-dry absorbent materials spread on the ground as seen in photos IMG\_2929, IMG\_2930, IMG\_2936, IMG\_2938, IMG\_2939, IMG\_2940, IMG\_2946, and IMG\_2962. At the time of the inspection there were no spill kits on site.

During the walkthrough EPA observed motors and engine parts on the ground. Some were leaking fluids. The EPA inspectors were told that the engines were not cleaned and emptied at the entrance to the facility and that the oil and fluids are removed in the yard.

During the walkthrough EPA inspectors were told that vehicles are power washed with wash soap.

During the walkthrough EPA observed various unmarked fluid containing drums and containers and several covered with a rug/remnant material as seen in photos IMG\_2944, IMG\_2948, IMG\_2950, and IMG\_2952.

During the walkthrough, the EPA inspectors observed a pile of batteries stored outside located in the SE area of the facility as seen in picture IMG\_2931.

EPA inspectors were informed that no training was provided for staff only general awareness information.

At the time of the inspection, the manager, Mr. Domenic Monarco was onsite.

## **POTENTIAL NONCOMPLIANCE**

As required by Part II.B.4.a. of the permit, the permittee shall allow an authorized representative of the Department, upon the presentation of credentials, to enter upon a person's premises, for purposes of inspection, and to access / copy any records that must be kept under the conditions of this permit. EPA requested in writing that the facility provide all documents by May 6, 2016. There were no documents provided to EPA by the date requested. At the time of the inspection there were no available records at the site therefore in violation of Part II.B.4.a. of the permit.

As required by Part. IV.B. Stormwater Pollution Prevention Plan (SPPP): The permittee shall develop, implement, update and maintain a SPPP. The objective of the SPPP is to identify potential sources of pollution and source materials onsite; and document the practices utilized to minimize and/or eliminate the exposure of pollutant sources to stormwater. The SPPP shall be signed by a representative of the facility, and the original shall be retained at the facility for use by the facility and inspection by the Department. At the time of the inspection, the SPPP was not available for review therefore in violation of Parts IV.B.1.a. and 2 a. of the permit.

As required by Parts IV.B.3.a and b. the permittee shall form or maintain a SPPP team, which is responsible for developing, implementing and maintaining the SPPP in accordance with good engineering

practices. The SPPP Team shall be responsible for Employee Training. The training program shall address, at a minimum, compliance with the SPPP; the BMP; and proper handling (collection, storage, disposal) of oils, mineral spirits, coolant, mercury switches and solvents. At the time of the inspection, there was no record of any designated SPPP team and no training records available therefore in violation of Parts IV.B.3.a.b. and e. of the permit.

As required by Part IV.B.4.f. the SPPP shall establish a schedule for regular inspections to verify that the BMPs are being implemented. Inspections shall be conducted on a quarterly basis, at a minimum. An inspection log shall be maintained in the SPPP and shall consist of the following information: 1) Date and time of inspection; 2) Verification that all BMPs are in place; 3) Any failures or breakdowns of BMPs including structural BMPs; 4) Any identified problems and their location (e.g. incidents such as leaks and accidental discharges); 5) Steps taken to correct any failures or problems as well as steps to prevent recurrence; and 6) Name and title of facility personnel performing the inspection. At the time of the inspection, there were no inspection records available therefore in violation of IV.B.4.f. of the permit.

As required by Parts IV.B.5.a-e, the permittee shall conduct annual inspections of the facility in accordance with N.J.A.C. 7:14A-24.9(a) to assess all areas contributing to the stormwater discharge authorized by the permit, to evaluate whether the SPPP complies with and is implemented in accordance with the permit, and to determine whether additional measures are needed to meet the conditions of the permit. Additionally, the permittee shall prepare an annual report by October 1 of each year. The permittee shall complete an annual certification that the facility has completed their annual report and is in compliance with the SPPP and the permit. Annual reports and certifications shall be retained by the permittee with the SPPP for a period of at least five (5) years. At the time of the inspection there were no records of annual inspections or annual reports available therefore in violation of Parts IV.B.5.a-e of the permit.

As required by Part IV.C.1. of the permit, each facility is required to have a designated inbound vehicle inspection area to check for leaks and that any leaking cars shall immediately be placed on an impervious surface (e.g. concrete pad) that is contained (e.g. bermed). Identified leaks shall be stopped or controlled and shall be cleaned up and a dedicated spill kit shall be kept in the inspection area. At the time of the inspection there was no designated inspection area and no spill kits available therefore in violation of Part IV.C.1. of the permit.

As required by Parts IV. C.3.a-c. of the permit, after the vehicle has been drained, all engine blocks; cores; transmission/drive components; components with fuel, filter(s), coolant or lubricant residues and other oily materials shall be managed in any of the following four (4) ways: 1) indoors, 2) in leak-proof containers under cover, 3) on a bermed impervious surface under cover, or 4) in an area where stormwater is discharged into a properly maintained oil/water separator. All batteries shall be removed from vehicles and stored either: 1) indoors, or 2) in leak-proof containers on an impervious surface under cover. At the time of the inspection engine components with fuel, lubricant or oils were stored outdoors and batteries piled on a pallet outdoors and exposed to stormwater therefore in violation of Parts IV.C.3.a-c. of the permit.

As required by Parts IV.C.5.a-d., all drained fluid shall be stored in a designated fluid storage area. This area shall be either: 1) indoors, or 2) on an impervious surface (e.g. concrete pad) that is contained (e.g. bermed) and under cover. A dedicated spill kit shall be kept in this area. All drained fluid shall be placed in leak-proof containers with secondary containment and shall be labeled for easy identification of contents. At the time of the inspection vehicle fluids were in various containers placed directly on the

ground, some partially covered, some leaking, fluids spilled on the ground and under engine parts, and uncovered vehicle fluids in unmarked containers, therefore in violation of Parts IV.C.5.a-d. of the permit

## AREAS OF CONCERN

1. At the time of the inspection, EPA observed that the empty dumpsters on the site were uncovered and trash piles were surrounding the dumpster as seen in photo\_IMG\_2957.
2. At the time of the inspection, EPA noted engines, motor parts, and scrap materials on the ground of the facility and uncontained as seen in photos IMG\_2928, IMG\_2930, IMG\_2955, IMG\_2932, IMG\_2955..
3. At the time of the inspection, batteries were uncovered and piled on a wood pallet and cylinders were piled on the ground and exposed to stormwater as seen in photos IMG\_2931 and IMG\_2946.
4. As required by Part IV.E.1.a of the permit, the permittee shall be responsible for supervising and managing the operation and maintenance of this facility. This requires implementing BMPs that shall be installed or used by the permittee to achieve compliance with the SPPP. The operation and maintenance activities shall be verified through the certification and annual reporting requirements.

## CLOSING

A closing conference was held with Mr. Domenic Monarco explaining the findings of the inspection. Any additional questions were answered at that time.

## ATTACHMENTS

Photographs

**Attachment 1 - Photograph Log: ACE Auto Parts, Inc. 1999 Cooper St. Camden New Jersey. Unedited photographs taken on April 4, 2016 by Cyndy S. Kopitsky, Physical Scientist, DECA-WCB, USEPA Region 2 with Personal Apple iPhone camera.**

IMG2928	Engine Storage Area
IMG2929	Oil Spill/Leak Storage Area
IMG2930	Storage Area
IMG2931	Battery Storage
IMG2932	Storage Area
IMG2934	Storage Area
IMG2935	Covered Storage Area
IMG2936	Covered Storage Area
IMG2937	Storage
IMG2938	Leaking Oil Bucket
IMG2939	Leaking Oil Bucket
IMG2940	Storage Area

IMG2941	Unmarked Drums
IMG2943	Entrance View
IMG2944	Oil drums
IMG2946	Cylinder Storage/Ground oil spills
IMG2948	Oil Storage
IMG2950	Oil drum
IMG2952	Oil drum
IMG2953	Gated area, side of property
IMG2954	Parts and storage
IMG2955	Scrap
IMG2957	Scrap outside open dumpsters
IMG2958	Storage
IMG2959	Trash/storage
IMG2961	Trash
IMG2962	Spill
IMG2963	Oily soil conditions



IMG\_2928



IMG\_2929



IMG\_2930



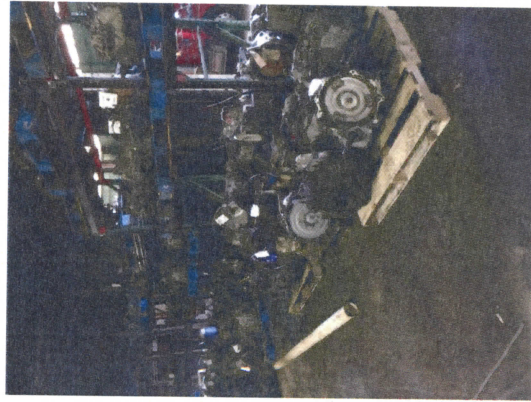
IMG\_2931



IMG\_2932



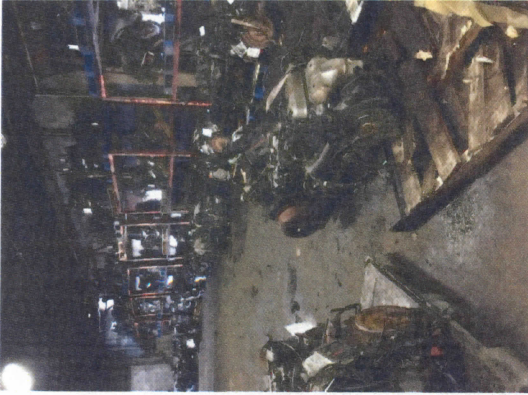
IMG\_2934



IMG\_2935



IMG\_2936



IMG\_2937



IMG\_2938



IMG\_2939



IMG\_2940



IMG\_2941



IMG\_2943



IMG\_2944



IMG\_2946



IMG\_2948



IMG\_2950



IMG\_2952



IMG\_2953



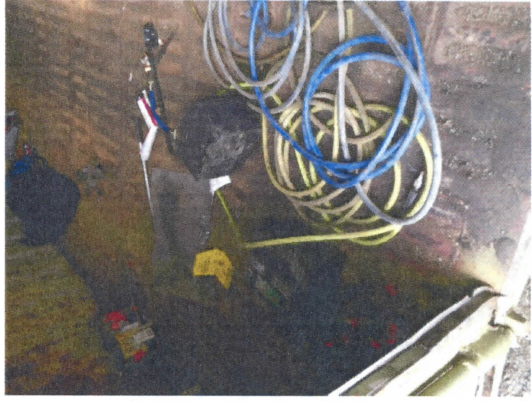
IMG\_2954



IMG\_2955



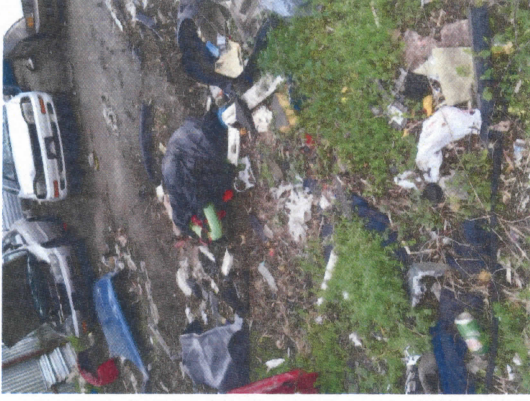
IMG\_2957



IMG\_2958



IMG\_2959



IMG\_2961



IMG\_2962



IMG\_2963